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LB 1059, 1172

your last time. I'm sorry.

SENATOR RAIKES: Okay, thank you,...

SENATOR CUDABACK: Senator Kristensen will kill me.

SENATOR RAIKES: ...Mr. President. Members, I would mention one other point that I...that I ignored in my earlier comments, Senator Kristensen mentioned in his...in his opening on the bill, talking about his own personal experience, fee, or items that are required but not provided and the relationship of that to fees. I would remind you, for example, that that is not mentioned in...in his proposal. We have fees that are not defined, and there's no specific definition of items that are required but not provided. And I think he correctly made the point that this is...can be a very important issue as far as a student being able to participate in a public education setting. I'm going to mention, again, that I think as you look at this carefully you find that, to a large extent, the supposed list and requir...or guidance that's provided schools here has to be detailed; that you, well, what does this mean? Well, gosh, that depends on how you define mandatory or how you define program. Back to the point that it looks like we're doing something to spell things out here, but we're really not. I think that the approach that the committee takes on...committee takes, on the other hand, is that we understand the framework within which we're operating. We have some statute regarding fees, we have a constitutional mandate. We're simply allowing school districts to choose the path that best suits their needs, which they have been doing now, but with an important requirement, or an important lean, I guess I would say it, that fewer fees are a better policy than more fees. And again, I think that's a very important thing to...to emphasize. As a final point, I would mention, Mr. President, that I believe LB 1059, which was indefinitely postponed by the Education Committee, is substantially the same as AM2952. In fact, it's exactly the same. Pursuant to Rule 6, 3(h), the amendment should require a three-fifths majority vote for adoption.

SENATOR CUDABACK: Thank you, Senator Raikes. Senator Raikes, I have read both LB 1059 and this and I do agree that it's